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**TRANSMITTAL  
FORM**

(REMARKS) used for all correspondence after initial filing)

|                        |                    |
|------------------------|--------------------|
| Application Number     | 10/509,362         |
| Filing Date            | September 23, 2004 |
| First Named Inventor   | BIEDERMANN et al.  |
| Group/Art Unit         | Unassigned         |
| Examiner Name          | Unassigned         |
| Attorney Docket Number | 25846-0005         |

Total Number of Pages in This Submission

**ENCLOSURES (check all that apply)**

- |  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request 3 months<br><input checked="" type="checkbox"/> Information Disclosure Statement and References.<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Small Entity Statement<br><input type="checkbox"/> Request for Refund | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):<br>stamped return postcard |
|--|---|---|

Remarks

**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER.****SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

|                         |   |
|-------------------------|---|
| Firm or Individual name | Sam L. Nguyen, Reg. No. 52,496<br>HELLER EHRMAN WHITE & McAULIFFE LLP |
|-------------------------|---|

Signature

Date

Customer Number: 25213

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Mail Stop Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name Sylvia Rogers

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|   |   |                      |
|---|---|----------------------|
| In re Application                             | ) |                      |
|   | ) | Art Unit: Unassigned |
| Inventors: BIEDERMANN, et al.                 | ) |                      |
|   | ) | Examiner: Unassigned |
| Application No.: 10/509,362                   | ) |                      |
|   | ) |                      |
| Filed: September 23, 2004                     | ) |                      |
|   | ) |                      |
| Title: Use of Pyridyl Amides as Inhibitors of | ) |                      |
| Angiogenesis                                  | ) |                      |
|   | ) |                      |

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicants. Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- ☐ This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
- ☐ (1) It is being filed within 3 months of the application filing date and is other than a continued prosecution application under § 1.53(d)  
-- OR --
  - ☐ (2) It is being filed within 3 months of entry of a national stage  
-- OR --
  - ☒ (3) It is being filed before the mail date of the first Office Action on the merits  
-- OR --
  - ☐ (4) It is being filed before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

☐ 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

☐ a certification as specified in §1.97(e) is provided below; or

☐ a fee of \$180.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☐ 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; and

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**

C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

☒ *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fee of \$180 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 08-1641 (Docket No. 25846-0005).

Respectfully submitted,  
HELLER EHRMAN WHITE & MCAULIFFE LLP

Dated: December 29, 2004

By: Sam L. Nguyen  
Sam L. Nguyen (Reg. No. 52,496)

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|   |             |  |  |       |                          |                          |                                     |
|---|-------------|--|--|-------|--------------------------|--------------------------|-------------------------------------|
| <b>INFORMATION DISCLOSURE<br/>STATEMENT</b><br><br><b>PTO-1449</b>            |             |  | ATTY. DOCKET NO.<br><b>25846-0005</b>    |       | SERIAL NO.<br>10/509,362 |                          |                                     |
|   |             |  | APPLICANT <b>BIEDERMANN, et al.</b>      |       |                          |                          |                                     |
|   |             |  | FILING DATE<br><b>September 23, 2004</b> |       | GROUP: Unassigned        |                          |                                     |
| <b>U.S. PATENT DOCUMENTS</b>  |             |  |  |       |                          |                          |                                     |
| EXAMINER'S<br>INITIALS  | PATENT NO.  | DATE   | NAME                                     | CLASS | SUBCLASS                 | FILING DATE              |                                     |
|   | 4,778,796   | 10/18/88   | Uno et al.                               | 514   | 252                      | 07/11/86                 |                                     |
|   |             |  |  |       |                          |                          |                                     |
|   |             |  |  |       |                          |                          |                                     |
| <b>FOREIGN PATENT DOCUMENTS</b>   |             |  |  |       |                          |                          |                                     |
| EXAMINER'S<br>INITIALS  | PATENT NO.  | DATE   | COUNTRY                                  | CLASS | SUBCLASS                 | TRANSLATION              |                                     |
|   |             |  |  |       |                          | YES                      | NO                                  |
|   | WO 97/48695 | 12/24/97   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 99/31063 | 06/24/99   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 99/31064 | 06/24/99   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 99/31060 | 06/24/99   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 98/02170 | 01/22/98   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 99/31087 | 06/24/99   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|   | WO 97/48696 | 12/24/97   | PCT                                      |       |                          | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b> |             |  |  |       |                          |                          |                                     |
|   |             | Y. Nishikawa et al. "Acrylamide Derivatives as Antiallergic Agents. 2. Synthesis and Structure-Activity Relationships of N-[4-[4-(Diphenylmethyl)-1-piperazinyl]butyl]-3-(3-pyridyl)acrylamides", J. Med. Chem. (1989) 32:583-593.   |  |       |                          |                          |                                     |
|   |             | Napoleone Ferrara, "Molecular and Biological Properties of Vascular Endothelial Growth Factor", J. Mol. Med (1999) 77:527-543.   |  |       |                          |                          |                                     |
|   |             | N. Daotai et al., "Eicosanoid Regulation of Angiogenesis: Role of Endothelial Arachidonate 12-lipoxygenase", Hemostasis, Thrombosis, and Vascular Biology, Blood, 1 April (2000) 95:7.   |  |       |                          |                          |                                     |
|   |             | R. Colavitti et al., "Reactive Oxygen Species as Downstream Mediators of Angiogenic Signaling by Vascular Endothelial Growth Factor Receptor-2/KDR, The Journal of Biological Chemistry, 2002 by The American Society for Biochemistry and Molecular Biology, Inc., Vol. 277, No. 2, Issue of Feb. 1, 3101-3108. |  |       |                          |                          |                                     |
| EXAMINER  |             |  | DATE CONSIDERED                          |       |                          |                          |                                     |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.